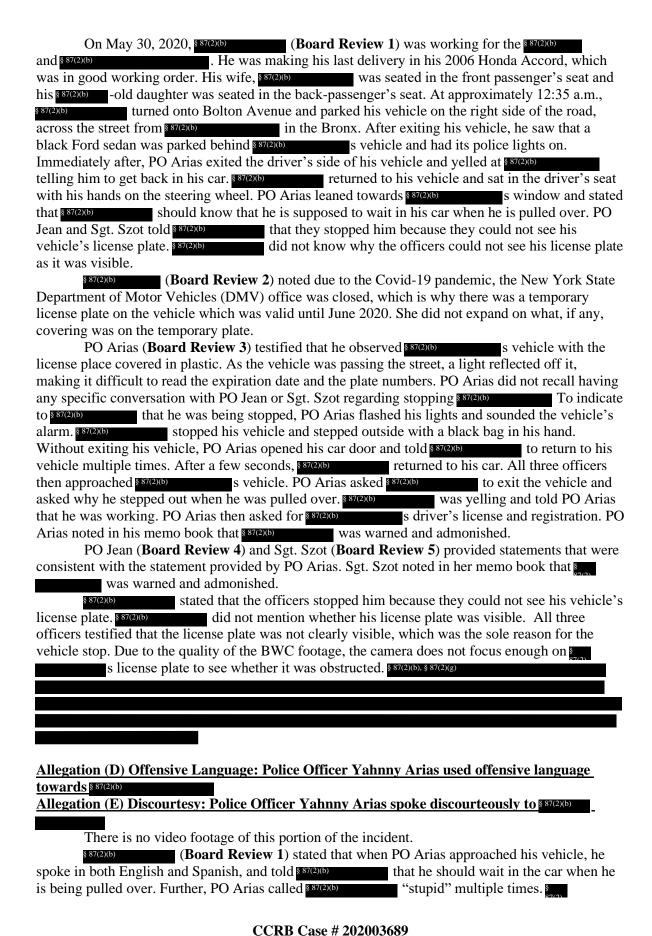
CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	☐ For	rce	✓ Discourt.	U.S.
Tahreem Khan		Squad #11	202003689	 ✓ Ab	use	O.L.	☐ Injury
L :1 (D (()		T .: CT :1 .		D .	· , T	10.14	FOROI
Incident Date(s)		Location of Incident:		Preci		18 Mo. SOL	EO SOL
Saturday, 05/30/2020 12:35 AM		Outside of § 87(2)(b)		43		11/30/2021	5/4/2022
Date/Time CV Reported		CV Reported At:	How CV Reported:			Received at CC	RB
Sat, 05/30/2020 2:01 PM		CCRB	On-line website	Sat,	05/30/2	020 2:01 PM	
Complainant/Victim	Type	Home Addre	ess				
Witness(es)		Home Addre	ess				
Subject Officer(s)	Shield	TaxID	Command				
1. POM Yahnny Arias	19785	958765	PSA 8				
2. POM Perry Jean	27174	950627	PSA 8				
3. SGT Amanda Szot	05413	946306	047 PCT				
Officer(s)	Allegatio	on			Inves	tigator Recor	nmendation
A.POM Yahnny Arias	Abuse: P	olice Officer Yahnny A	arias stopped the vehi	icle in			
B.POM Perry Jean		olice Officer Perry Jear	•	in			
C.SGT Amanda Szot	Abuse: S § 87(2)(b)	ergeant Amanda Szot s was an occ		which			
D.POM Yahnny Arias		guage: Police Officer Y towards § 87(2)(b)	ahnny Arias used off	fensive			
E.POM Yahnny Arias		esy: Police Officer Yah eously to § 87(2)(b)	nny Arias spoke				
F.POM Yahnny Arias	Abuse: P	olice Officer Yahnny A 87(2)(b)	arias refused to provi	de his			
G.POM Perry Jean	Abuse: P to § 87(2)(b)	olice Officer Perry Jear	n refused to provide h	nis name	e		
H.SGT Amanda Szot	Abuse: S to § 87(2)(b)	ergeant Amanda Szot re	efused to provide her	r name			
I.POM Yahnny Arias	Abuse: P shield nu	olice Officer Yahnny A mber to ^{§ 87(2)(b)}	arias refused to provi	de his			
J.SGT Amanda Szot	Abuse: S number t	ergeant Amanda Szot ro	efused to provide her	r shield			
K.POM Perry Jean		olice Officer Perry Jear mber to \$87(2)(b)	n refused to provide h	nis			
§ 87(2)(g), § 87(4-b)							

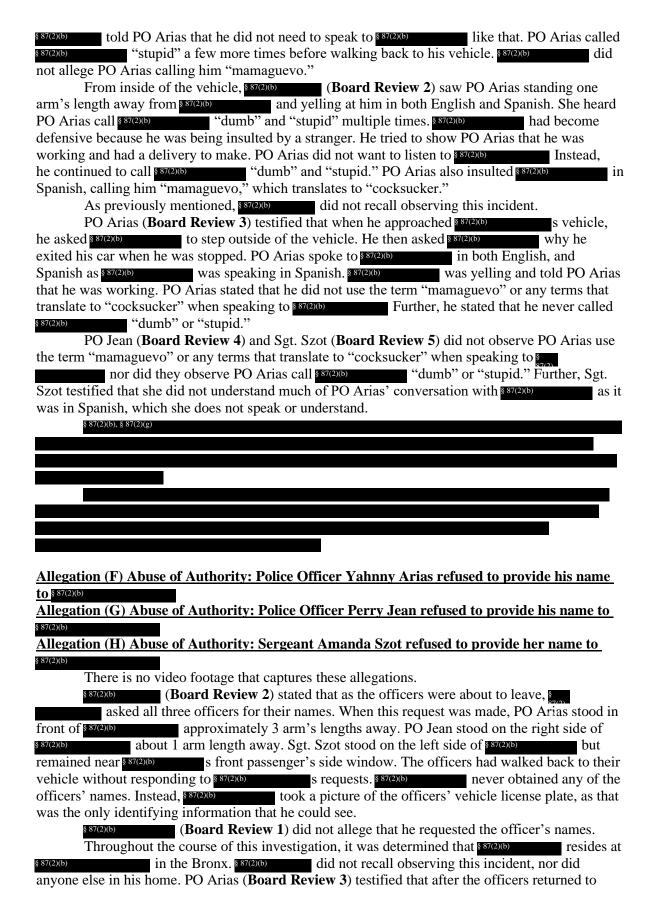
Case Summary

On May 30, 2020, § 87(2)(b) filed this complaint online with the CCRB. On May 30, 2020, at approximately 12:35 a.m., in the vicinity of \$87(2)(b) her fiancé § 87(2)(b) and their § 87(2)(b) old child were on a food delivery. § 87(2)(b) accompanying § 87(2)(b) drove to the delivery location and exited his car. Upon exiting, he saw an unmarked police vehicle behind him. Police Officer Yahnny Arias, of Police Service Area 8, yelled at \$87(2)(b) to get back in his vehicle. PO Arias, Police Officer Perry Jean, and Sergeant Amanda Szot, of Police Service Area 8, approached § 87(2)(b) s vehicle (Allegations A-C, Abuse of Authority, \$87(2)(9) Arias allegedly began to insult \$5000 by calling him "stupid" and a "mamaguevo," which translates from Spanish to English as "cocksucker" (Allegation D, Offensive Language, Allegation E, Discourtesy, § 87(2)(g) § 87(2)(b) alleged that had then asked all three officers for their names and shield numbers (Allegation F. Abuse of Authority, \$87(2)(g) Allegations G-H, Abuse of Authority, \$87(2)(g) allegedly had asked for all three officers' shield numbers (Allegations I-J, Abuse of Authority, § 87(2)(g) Allegation K, Abuse of Authority, \$87(2)(9) was not arrested or issued a summons because of this incident. A body-worn camera video request was generated on June 12, 2020, for unknown officers. On August 20, 2020, NYPD responded with negative results. On August 20, 2020, a second BWC request was submitted for PO Arias and unknown officers. On August 31, 2020, the NYPD provided one positive BWC for PO Arias, On February 3, 2021, a third BWC request was generated with the following subject officers: Sgt. Szot, PO Arias, and PO Jean. On February 17, 2021, the NYPD provided one positive BWC for Sgt. Szot and noted that PO Jean did not have footage responsive to this incident. **Findings and Recommendations** Allegation (A) Abuse of Authority: Police Officer Yahnny Arias stopped the vehicle in which was an occupant. Allegation (B) Abuse of Authority: Police Officer Perry Jean stopped the vehicle in which was an occupant. Allegation (C) Abuse of Authority: Sergeant Amanda Szot stopped the vehicle in which was an occupant. PO Arias' BWC (**Board Review 6**) captures when the officers first approach s vehicle. The audio begins at 00:31. From 00:27 to 00:37, PO Arias exits his vehicle, approaches \$87(2)(6) who is already outside of his vehicle with the driver's side door closed. PO Arias tells § 87(2)(b) in Spanish to provide his driver's license. During these few seconds, PO Arias states four times, "Dame tu licencia." In the background, Sgt. Szot states, "driver's license." PO Arias, PO Jean, and Sgt. Szot are all present with \$87(2)(b) Due to the quality of the BWC footage, the camera does not focus enough on \$87(2)(b) s vehicle license plate to see whether it was obstructed. Sgt. Szot's BWC also (**Board Review 7**) captures when the officer's first approached and shows where all three officers were positioned. The BWC starts as Sgt. Szot stands outside of her police vehicle, as do PO Arias and PO Jean. audio begins at 00:31. At 00:33, Sgt. Szot and PO Arias approach \$87(2)(6) who is standing outside of the vehicle on the driver's side. From 00:37 to 00:41, Sgt. Szot says "driver's license." In the background, PO Arias states, "Dame tu licencia." PO Jean is seen on the passenger's side of the vehicle. This portion of the incident is not entirely captured on BWC. Due to the quality of the PO Arias and Sgt. Szot's BWCs, it is not clear in the video whether \$87(2)(b) s vehicle license plate was visible.

CCRB Case # 202003689

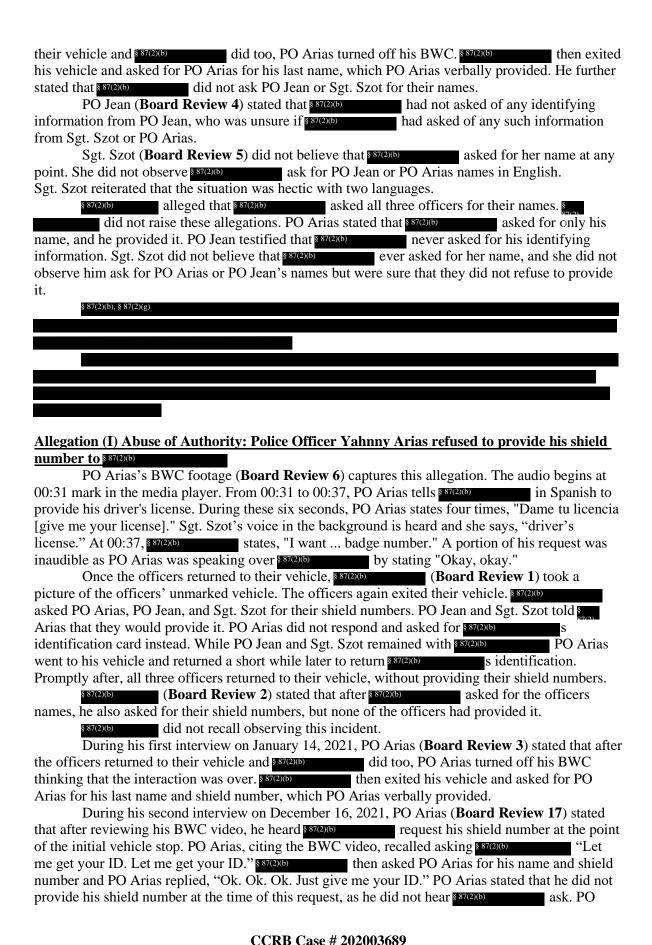


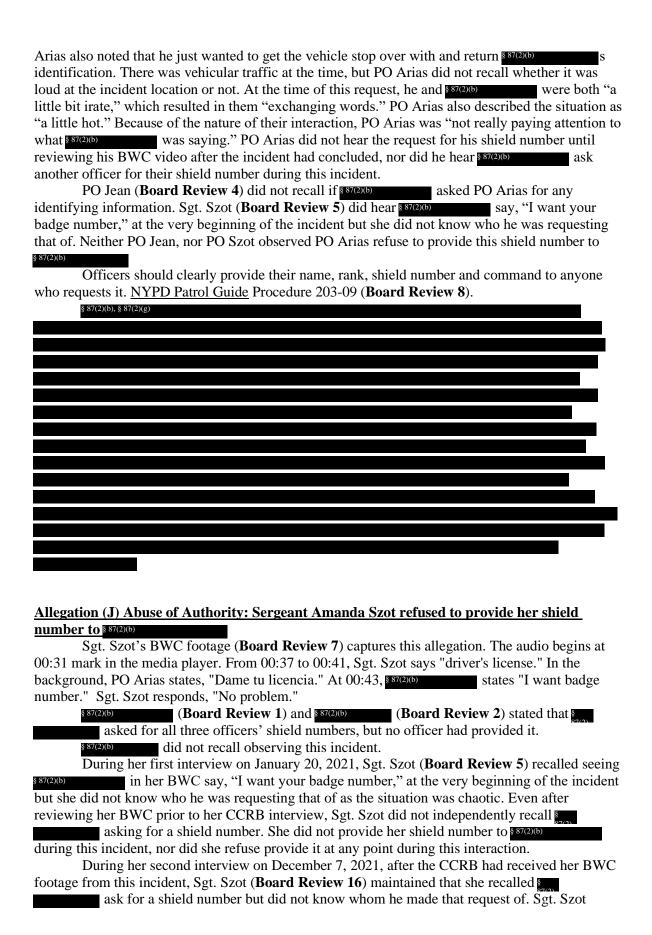
CCRB CTS – Confidential Page 2



CCRB CTS – Confidential

Page 3





reviewed her BWC footage, which was obtained after her previous interview. Sgt. Szot confirmed that she heard say, "I want badge number." She did not know who he was speaking to in that portion of the clip. She heard herself say, "No problem," in response to request. Sgt. Szot stated that to her understanding, she did not believe the request for a shield number to be provided was specific to her, since she was not standing with say. The she was speaking to the two other officers on scene. Sgt. Szot believed that say. Szot believed that say steps to ensure that the other two officers provided their shield numbers to say. Szot did not take any steps to ensure that the other two officers provided their shield numbers to say. Szot did not take any steps to ensure that the other two officers provided their shield numbers to say. Szot did not take any steps to ensure that the other two officers provided that the situation was "getting a little more heated" and there was a child in say. Sychicle. The child was Sgt. Szot's "main focus" and noted that the safety of the
child "came before" \$87(2)(b) s request.
PO Arias (Board Review 3) stated that \$87(2)(6) did not ask Sgt. Szot for her shield
number. PO Jean (Board Review 4) stated that Sgt. Szot never refused to provide her shield
number to § 87(2)(b)
Officers should clearly provide their name, rank, shield number and command to anyone
who requests it. NYPD Patrol Guide Procedure 203-09 (Board Review 8).
§ 87(2)(b), § 87(2)(g)
·
Allegation (K) Abuse of Authority: Police Officer Perry Jean refused to provide his shield
number to § 87(2)(b)
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?)(b), § 87(2)(g), § 8	7(4-b)
	<u> </u>
	Civilian and Officer CCRB Histories
• This i	s the first complaint to which § 87(2)(b) and § 87(2)(b) have been a party.
	rias has been a member of service for six years and has been a subject in five other
	mplaints, none of which have been substantiated.
	§ 87(2)(b)
_	
	Leave 201700256 have a shirt of an Alexand Andrew Theory of Anglesia
0	In case 201709256, he was a subject of an Abuse of Authority – Threat of arrest allegation, which was unsubstantiated.
0	§ 87(2)(b)
· ·	
0	He has one other active CCRB case for case 202005780 for Abuse of Authority
DO I	Entry of Premises and Question allegations.
	an has been a member of service for 10 years and has been a subject in one other mplaint. He received a substantiated allegation disposition for a frisk in case
	9 and was issued a penalty of formalized training. The Discourtesy – Word allegat
	e was unsubstantiated. He also received formalized training for failure to produce
	risk report.
•	zot has been a member of service for 14 years and has been a subject in two other
	mplaints, none of which have been substantiated. Case 201507286 involved Force
	d, Physical force, Abuse of Authority – Stop, and Offensive Language – Race
	s. Case 201701596 involved one Force – Physical force allegation. The complainary operative for both previous cases.
was unco	perative for both previous cases.
	Mediation, Civil and Criminal Histories
§ 87(2)(b)	and §87(2)(b) declined to mediate this case.
	May 6, 2021, no Notice of Claim request regarding this incident was filed with the
	the New York City Comptroller (Board Review 9, 10).
• Accor	the New York City Comptroller (Board Review 9, 10). Iding to the Office of Court Administration (OCA), neither [87(2)(b)] (Board 1) nor [87(2)(b)] (Board Review 12) have any prior convictions in the state of

Squad No.:	11		
Investigator: _	Tahreem Khan Signature	Inv. Tahreem Khan Print Title & Name	January 21, 2022 Date
Squad Leader: _	Edwin Pena Signature	IM Edwin Pena Print Title & Name	01/21/22 Date
Reviewer: _	Signature	Print Title & Name	- Date